STATE OF NORTH CAROLINA IN COUNTY OF WILSON	THE GENERAL COURT OF JUSTICE SUPERIOR COURT DIVISION FILE NO. 13 - 15 155
ALEICA DOCKERY, ALEICA DOCKERY 4s/. C.S. Administrator of the Estate of LATOYA	
McKEITHAN, MICHAEL DOCKERY and DeANGELO McKEITHAN, BY	COMPLAINT and DEMAND FOR JURY TRIAL

Plaintiffs,

v.

803 TRUCKING, 803 TRUCKING LLC, 803 MOTORSPORTS LLC, JEFFREY LEON McCLOUD, JOHN J. JERUE TRUCK BROKER, INC., JOHN J. JERUE TRANSPORTATION, INC., JERUE INC., DIEL-JERUE INC., DIEL-JERUE LOGISTICS, INC., C&S WHOLESALE GROCERS, INC. d/b/a C&S WHOLESALE GROCERS, COLLINGTON SERVICES, LLC, DUBOIS LOGISTICS, LLC, ERIE LOGISTICS, LLC, ES3,LLC, CENTRAL AMERICAN PRODUCE, INC., JACOBS AUTOMOTIVE GROUP, JACOBS AUTOMOTIVE GROUP LLC, JODIE ANDY PASS and JODIE ANDY PASS JR., Defendants,

Plaintiff ALEICA DOCKERY, ALEICA DOCKERY as Administrator of the Estate of LATOYA McKEITHAN, MICHAEL DOCKERY and DeANGELO McKEITHAN moves for judgment against Defendants 803 TRUCKING, 803 TRUCKING LLC, 803 MOTORSPORTS LLC (hereinafter "803"); JEFFREY LEON MCCLOUD (hereinafter "MCCLOUD"); JOHN J. JERUE TRUCK BROKER, INC., JOHN J. JERUE TRANSPORTATION, INC., JERUE INC., DIEL-JERUE INC., DIEL-JERUE LOGISTICS, INC. (hereinafter "JERUE"); C&S WHOLESALE GROCERS, INC. d/b/a C&S WHOLESALE GROCERS, COLLINGTON SERVICES, LLC, DUBOIS LOGISTICS, LLC, ERIE LOGISTICS, LLC and ES3,LLC (hereinafter "C&S"); CENTRAL AMERICAN PRODUCE, INC. (hereinafter "CAP"); JACOBS AUTOMOTIVE GROUP and JACOBS AUTOMOTIVE GROUP LLC (hereinafter "JACOBS"); JODIE ANDY PASS and JODIE ANDY PASS JR.

PRELIMINARY STATEMENT AND JURISDICTION

- 1. This suit arises from a motor vehicle accident which occurred on March 29, 2009 on Interstate 95 in Nash County, North Carolina. Defendant McCLOUD was operating a tractor owned by Defendant 803 and trailer owned by Defendant JACOBS when he negligently and recklessly drove into the rear of a vehicle owned by Defendant PASS JR. and negligently operated by Defendant PASS. All Plaintiffs were passengers in the vehicle operated by Defendant PASS. As a result LaTOYA McKEITHAN was killed, ALEICA DOCKERY was rendered paraplegic and MICHAEL DOCKERY and DeANGELO McKEITHAN sustained personal injuries.
- 2. Plaintiffs ALEICA DOCKERY, MICHAEL DOCKERY and DeANGELO McKEITHAN are residents of the State of Georgia.
- 3. LaTOYA McKEITHAN, at the time of her death, was a resident of the State of New York. By Order of the Surrogate's Court of Westchester County of the State of New York, ALEICA DOCKERY was granted Letters of Administration of the Estate of LaTOYA McKEITHAN on January 3, 2011. Ancillary Letters were issued to ALEICA DOCKERY by the Wilson County Superior Court Division of the General Court of Justice, State of North Carolina.
- 4. Defendant 803 TRUCKING is an entity organized and existing under the laws of South Carolina and is a resident thereof. Defendants 803 TRUCKING LLC and 803 MOTORSPORTS, LLC are limited liability corporations incorporated and maintaining their principal places of business in South Carolina and are subject to jurisdiction pursuant to N.C. Gen. Stat. §1-75.4.
- 5. Defendant JACOBS AUTOMOTIVE GROUP is an entity organized and existing under the laws of South Carolina and is a resident thereof. Defendant JACOBS AUTOMOTIVE GROUP LLC is a limited liability corporations incorporated and maintaining its principal places of business in South Carolina and are subject to jurisdiction pursuant to N.C. Gen. Stat. §1-75.4.
- 6. Defendant JEFFREY LEON MCCLOUD is a citizen of the State of South Carolina and is subject to jurisdiction pursuant to N.C. Gen. Stat. §1-75.4.
- 7. Defendants JERUE are corporations organized and existing under the laws of the State of Florida and maintain their principal places of business in the State of Florida and are subject to jurisdiction pursuant to N.C. Gen. Stat. §1-75.4.
- 8. Defendant CENTRAL AMERICAN PRODUCE, INC. is a corporation organized and existing under the laws of the State of Florida and maintains its principal place of business in the State of Florida and is subject to jurisdiction pursuant to N.C. Gen. Stat. §1-75.4.

9. Defendant COLLINGTON SERVICES, LLC is a corporation organized and existing under the laws of the State of Delaware and maintains its principal place of business in the State of Maryland and is subject to jurisdiction pursuant to N.C. Gen. Stat. §1-75.4.

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- 10. Defendant DUBOIS LOGISTICS, LLC is a corporation organized and existing under the laws of the State of Delaware and maintains its principal place of business in the Commonwealth of Pennsylvania and is subject to jurisdiction pursuant to N.C. Gen. Stat. §1-75.4.
- Defendant ERIE LOGISTICS, LLC is a corporation organized and existing under the laws of the State of New York and maintains its principal place of business in the State of New York and is subject to jurisdiction pursuant to N.C. Gen. Stat. §1-75.4.
- 12. Defendant ES3 is a corporation organized and existing under the laws of the State of Delaware and maintains its principal place of business in the State of New Hampshire and is subject to jurisdiction pursuant to N.C. Gen. Stat. §1-75.4.
- 13. Defendant C&S WHOLESALE GROCERS is a corporation organized and existing under the laws of the State of New Hampshire and maintains its principal place of business in the State of New Hampshire and is subject to jurisdiction pursuant to N.C. Gen. Stat. §1-75.4.
- 14. Defendant JODIE ANDY PASS is a resident of the State of New York and is subject to jurisdiction pursuant to N.C. Gen. Stat. §1-75.4.
- 15. Defendant JODIE ANDY PASS JR. is a resident of the State of New York and is subject to jurisdiction pursuant to N.C. Gen. Stat. §1-75.4.

FIRST CAUSE OF ACTION

NEGLIGENCE OF DEFENDANTS 803, McCLOUD, PASS & PASS JR.

- 16. All allegations and causes of action above are incorporated into this cause of action by reference.
- 17. On March 29, 2009 and prior thereto Defendant McCLOUD was an agent, servant and/or employee of Defendant 803.
- 18. On March 29, 2009, while in the course of his employment, Defendant McCLOUD was operating a tractor owned by Defendant 803 and trailer leased to Defendant 803 by Defendant JACOBS.

- 19. Defendant McCLOUD had a duty to operate his tractor-trailer in a safe and reasonable manner, to maintain a safe speed, to maintain a proper lookout and stopping distance, to yield the right of way and obey all traffic laws including FMCSA regulations.
- 20. Defendant McCLOUD breached his duty and was careless, reckless and negligent in the operation of the tractor-trailer when he drove into and over the vehicle in which Plaintiffs were passengers which vehicle was proceeding in front of Defendant's tractor-trailer on Interstate 95 in Nash County, North Carolina.
- 21. Defendant 803 is liable for the negligence of its agent, servant and/or employee Defendant McCLOUD under the laws of agency and respondent superior.
- 22. Defendant PASS operated the vehicle in which Plaintiffs were passengers in a negligent manner.
- 23. Defendant PASS JR. is vicariously liable for the negligence of Defendant PASS.
- 24. Defendant JACOBS is vicariously liable for the negligence of Defendant McCLOUD.
- 25. Defendants' negligence was the direct and proximate cause of injuries to Plaintiffs including the death of LATOYA McKEITHAN, paraplegia of ALEICA DOCKERY and lacerated ear and soft tissue injuries of DeANGELO McKEITHAN and soft tissue injuries to MICHAEL DOCKERY. In addition, Plaintiff MICHAEL DOCKERY was and will be deprived of the society, companionship, services, earnings and consortium of his spouse, ALEICA DOCKERY.
- As a direct result of the negligence of the Defendants all Plaintiffs suffered physical and mental pain, suffering and anguish, lost ability to perform usual activities resulting in a diminished quality of life and have lost past and future wages; have incurred medical and health care expenses and will continue to incur same in the future. The Estate of LATOYA McKEITHAN is entitled to the elements of damage set forth in N. C. Gen. Stat. 28A-18-2.

SECOND CAUSE OF ACTION

AGENCY LIABILITY AGAINST JERUE, C&S AND CAP

- 27. All allegations and causes of action above are incorporated into this cause of action by reference.
- 28. Defendant JERUE, a licensed property broker and licensed motor property contract carrier, retained 803 and McCLOUD to transport produce from Florida to New Jersey and elsewhere.

- 29. Defendant McCLOUD and Defendant 803 consented to act on Defendant JERUE's behalf and be subject to Defendant JERUE's control and Defendant JERUE consented to have them do so.
- 30. Defendant JERUE controlled the means and methods of Defendant McCLOUD's work including, but not limited to the date, time and location of shipments, deliveries and return from deliveries, routes taken, driver instructions, and authorized, consented to and or directed Defendant McCLOUD to drive in a fatigued state, in violation of hours of service rules and with defective equipment including, but not limited to improper tire treads and inoperative/defective brakes, all of which proximately contributed to the happening of the accident.
- 31. Defendant JERUE is liable for the damages suffered by Plaintiffs under the principle of agency.
- 32. Defendant C&S retained 803 and McCLOUD to transport produce from Florida to New Jersey and elsewhere.
- 33. Defendant McCLOUD and Defendant 803 consented to act on Defendant C&S' behalf and be subject to C&S' control and C&S consented to have them do so.
- 34. Defendant C&S controlled the means and methods of McCLOUD's work including, but not limited to the date, time and location of shipments, deliveries and return from deliveries, routes taken, driver instructions, and authorized, consented to and or directed Defendant McCLOUD to drive in a fatigued state, in violation of hours of service rules and with defective equipment including, but not limited to improper tire treads and inoperative/defective brakes, all of which proximately contributed to the happening of the accident.
- 35. Defendant C&S is liable for the damages suffered by Plaintiffs under the principle of agency.
- 36. Defendant CAP retained 803 and McCLOUD to transport produce from Florida to New Jersey and elsewhere.
- 37. Defendants McCLOUD and 803 consented to act on Defendant CAP's behalf and be subject to CAP's control and CAP consented to have them do so.
- 38. Defendant CAP controlled the means and methods of McCLOUD's work including, but not limited to the date, time and location of shipments, deliveries and return from deliveries, routes taken, driver instructions, and authorized, consented to and or directed Defendant McCLOUD to drive in a fatigued state, in violation of hours of service rules and with defective equipment including, but not limited to improper tire treads and

- inoperative/defective brakes, all of which proximately contributed to the happening of the accident.
- 39. Defendant CAP is liable for the damages suffered by Plaintiffs under the principle of agency.

THIRD CAUSE OF ACTION

NEGLIGENT HIRING, RETENTION AND SUPERVISION OF 803 BY JERUE, C&S & CAP

- 40. All allegations and causes of action above are incorporated into this cause of action by reference.
- Defendants JERUE, C&S and CAP hired, retained and supervised by and through a contract carrier agreement and/or broker agreement and/or lease agreement and/or otherwise, Defendant 803 to transport produce on its behalf. Defendants JERUE, C&S and CAP knew, or through the exercise of reasonable care should have known that Defendant 803 was incompetent, had not been assigned a safety rating by the FMCSA, was impaired financially, had a history of violations of the FMCSA including, but not limited to, false drivers record of duty status, tire tread depth violations, log violations, "out of service" orders issued to Defendant McCLOUD, size/weight violations, and was otherwise incompetent to operate safely as required by the FMCSRs.
- Defendants JERUE, C&S and CAP had a duty to exercise reasonable care to hire, retain and supervise a competent motor carrier to perform as an interstate commerce carrier.
- Defendants JERUE, CAP and C&S breached their duty to members of the general public to hire, return and supervise a competent motor carrier.
- 44. The aforementioned incompetency of Defendant 803 directly caused and/or contributed to the happening of the subject accident in which Plaintiffs were injured and LATOYA McKEITHAN was killed.
- 45. Defendants JERUE, C&S and CAP are liable for the injuries suffered by Plaintiffs and the death of LATOYA McKEITHAN as a result of their negligence in hiring, retaining and supervising Defendant 803, an incompetent motor carrier.

FOURTH CAUSE OF ACTION

NEGLIGENT HIRING, RETENTION AND SUPERVISION OF MCCLOUD BY 803, JERUE, C&S AND CAP

- 46. All allegations and causes of action above are incorporated into this cause of action by reference.
- Defendants 803, JERUE, C&S and CAP hired, retained and supervised Defendant McCLOUD to operate the tractor-trailer involved in the accident. Defendants 803, JERUE, CAP and C&S knew, or through the exercise of reasonable care should have, known that Defendant McCLOUD was an incompetent, reckless and dangerous driver who among other things, had multiple moving traffic violations and suspensions including but not limited to speeding and disobeying traffic devices, multiple FMCSR violations, including but not limited to, falsifying driver logs, improper driver record of duty status, out-of-service citation, log violations, all of which occurred prior to the happening of the subject accident and all of which Defendants 803, JERUE, C&S and CAP knew, or through the exercise of reasonable care, could have known that Defendant McCLOUD was an incompetent, reckless and dangerous driver.
- 48. Defendants 803, JERUE, CAP and C&S had a duty to exercise reasonable care to hire, retain and supervise a competent tractor-trailer driver.
- 49. Defendants 803, JERUE, CAP and C&S breached their duty to members of the general public to hire, retain and supervise a competent driver.
- 50. The aforementioned incompetency of Defendant McCLOUD, including a history of speeding and "hours of service violations" caused and/or contributed to the subject accident as improper speed, inadequate alertness and fatigue on the part of Defendant McCLOUD caused and/or contributed to the subject accident in which Plaintiffs were injured and LATOYA McKEITHAN was killed.
- Defendants 803, JERUE, C&S and CAP are liable for the injuries suffered by Plaintiffs and the death of LATOYA McKEITHAN as a result of their negligence in hiring, retaining and supervising Defendant McCLOUD, an incompetent, negligent, dangerous and reckless driver.

FIFTH CAUSE OF ACTION

NEGLIGENT ENTRUSTMENT OF VEHICLES BY 803 AND JACOBS

- 52. All allegations and causes of action above are incorporated into this cause of action by reference.
- 53. At the time of the accident Defendants 803 and JACOBS permitted Defendant McCLOUD to operate its tractor-trailer when they knew, or should have known that he was a negligent, reckless and dangerous driver and likely to cause injuries to others lawfully using the roadway.

- 54. The occurrence and resulting injuries, damages and losses were caused, in whole or in part, by the negligence of the Defendants in entrusting the tractor-trailer to Defendant McCLOUD, a negligent, reckless and dangerous driver.
- 55. Defendants 803 and JACOBS are liable for the injuries suffered by Plaintiffs and the death of LATOYA McKEITHAN as a result of their negligent entrustment.

SIXTH CAUSE OF ACTION

NEGLIGENT ENTRUSTMENT OF EQUIPMENT BY 803 AND JACOBS

- 56. All allegations and causes of action above are incorporated into the cause of action by reference.
- 57. Defendant JACOBS negligently entrusted to Defendant 803 and Defendant McCLOUD a defective and negligently maintained trailer with improper tire treads and inoperative and defective brakes and braking system.
- 58. Defendant 803 negligently entrusted to Defendant McCLOUD a defective and negligently maintained tractor and trailer, both of which had improper tire treads and inoperative and defective brakes and braking systems.
- 59. The aforementioned negligent entrustment of the defective and negligently maintained tractor and trailer was a proximate cause of the accident as the defects caused and/or contributed to the happening of the accident and the injuries suffered by Plaintiffs and the death of LATOYA McKEITHAN.
- 60. Defendants 803 and JACOBS are liable for the injuries suffered by Plaintiffs and the death of LATOYA McKEITHAN as a result of their negligent entrustment.

SEVENTH CAUSE OF ACTION

NEGLIGENT ENTRUSTMENT OF ACTIVITY BY JERUE, CAP AND C&S

- 61. All allegations and causes of action above are incorporated into this cause of action by reference.
- 62. Defendants JERUE, CAP and C&S permitted Defendant 803 to transport produce in interstate commerce on its behalf when JERUE, CAP and C&S knew, or through the exercise of reasonable care should have known, that Defendant 803 was an incompetent motor carrier that had not been assigned a safety rating by the FMCSA, was impaired

- financially, had a history of violations of the FMCSR, operated defective equipment and retained a incompetent, negligent and reckless driver with a history of traffic violations and FMCSR violations.
- Defendants JERUE, CAP and C&S knew, or should have known that the entrusting of the activity of interstate transporting of produce to Defendant 803 would result in creating an unreasonable risk of harm to others.
- 64. The negligent entrusting by JERUE, CAP and C&S to 803 of the activity of transporting produce in interstate commerce was a competent producing cause of the accident, injuries suffered by Plaintiff's and death of LATOYA McKEITHAN.
- Defendants JERUE, CAP and C&S are liable for the injuries suffered by Plaintiffs and the death of LATOYA McKEITHAN as a result of their negligent entrustment.

EIGHTH CAUSE OF ACTION

MOTOR CARRIER ACT VIOLATIONS BY JERUE AND C&S

- 66. All allegations and causes of action above are incorporated into this cause of action by reference.
- 67. Pursuant to 49 U.S.C. 14704(a)(2), an interstate motor carrier, broker and/or freight forwarder providing transportation of services subject to the Federal Motor Carrier Act, is liable for damages sustained by a person as a result of an act or omission by that interstate motor carrier, broker and/or freight forwarder in violation of such Federal rules and regulations.
- 68. The Federal Motor Carrier Act, under 49 U.S.C. 14101(a), mandates that a motor carrier, "shall provide safe and adequate service, equipment and facilities."
- 69. Defendant JERUE and/or Defendant C&S hired, by and through a contract carrier agreement and/or broker agreement and/or lease agreement, Defendant 803 to transport produce on its behalf.
- 70. Defendant JERUE and/or Defendant C&S a knowledgeable and sophisticated motor carrier broker and/or freight forwarding company, knew or should have known, that Defendant 803 was incompetent, had not been assigned a safety rating by the FMCSA, was impaired financially, had a history of violations of the FMCSR, including, but not limited to, violations of the hours of service rules, had drivers placed "out-of-service" for such violations, operated defective equipment and was otherwise unsuited and unfit to operate safely as required by the FMCSRs and was, therefore, unable to provide safe and adequate service, equipment and facilities as mandated under 49U.S.C. 14101(a).

71. As such, pursuant to 49 U.S.C. 14704(a)(2), Defendant JERUE and/or Defendant C&S, in providing transportation services by and through a contract carrier agreement and/or broker agreement and/or lease agreement with Defendant 803 violated 49 U.S.C.14101(a) by failing to provide safe and adequate service, equipment and facilities and are liable for any and all injuries to Plaintiffs herein.

72. Defendant JERUE and/or Defendant C&S are liable for the injuries suffered by Plaintiffs and the death of LATOYA McKEITHAN as a result of its violation of 49

U.S.C.14101(a).

NINTH CAUSE OF ACTION

MOTOR CARRIER SAFETY RULE VIOLATIONS BY JERUE, C&S AND CAP

- 73. All allegations and causes of action above are incorporated into this cause of action by reference.
- 74. Pursuant to 49 C.F.R. 390.13, no person shall aid, abet, encourage or require a motor carrier or its employees to violate FMCSRs.
- 75. Defendants JERUE, C&S and CAP aided, abetted, encouraged and/or required Defendant 803, by and through its agent, servant and/or employee Defendant McCLOUD to violate 49 C.F.R. 395.3; 395.8, 393.3, 393.45, 396.3A, 393.75, 393.48, 393.75 and 396.17.
- 76. Defendants' violations of the FMCSRs were a competent producing cause of the subject accident, injuries to Plaintiffs and death of LATOYA McKEITHAN.
- 77. Defendants JERUE, C&S and CAP are liable for the injuries suffered by Plaintiffs and the death of LATOYA McKEITHAN as a result of their violations of the FMCSRs.

TENTH CAUSE OF ACTION

LEASE LIABILITY

- 78. All allegations and causes of action above are incorporated into this cause of action by reference.
- 79. Defendant JERUE, a licensed motor carrier, leased the tractor-trailer involved in the subject accident and the driver of same.
- 80. Defendant JERUE was required by 49 C.F.R. 376.12 to have exclusive possession, control and use of the leased vehicle.

- 81. Defendant JERUE was required to have control of and be responsible for operating the vehicle in compliance with the federal regulations and other applicable laws as if the tractor-trailer was owned by JERUE.
- 82. Defendant JERUE is liable for the injuries suffered by Plaintiffs and the death of Latoya LATOYA McKEITHAN.

ELEVENTH CAUSE OF ACTION

JOINT VENTURE AGAINST JERUE, C&S and CAP

- 83. All allegations and causes of action above are incorporated into this cause of action by reference.
- 84. Defendants JERUE, CAP and C&S entered into an agreement with Defendant 803 for the transport of produce from Florida to New Jersey and elsewhere.
- 85. Defendants agreed with 803 to share profits from that joint adventure.
- 86. Defendants JERUE, CAP and C&S had the legal right to control the conduct and manner and means in which 803 performed the transport including, but not limited to the date, time and location of shipments, deliveries and return from deliveries, routes taken, driver instructions and Defendants authorized, consented to and/or directed Defendant McCLOUD to drive in a fatigued state, in violation of hours of service rules and with defective equipment.
- 87. Defendants JERUE, CAP and C&S are liable for the injuries suffered by Plaintiffs and the death of LATOYA McKEITHAN.

TWELFTH CAUSE OF ACTION

PUNITIVE DAMAGES AGAINST 803, JERUE, C&S AND CAP

88. Defendants 803, JERUE, C&S and CAP hired, retained and supervised Defendant McCLOUD to operate the tractor-trailer involved in the accident. Defendants 803, JERUE, CAP and C&S knew that Defendant McCLOUD was an incompetent, reckless and dangerous driver who among other things, had multiple moving traffic violations and suspensions including but not limited to speeding and disobeying traffic devices, multiple FMCSR violations, including but not limited to, falsifying driver logs, improper driver record of duty status, out-of-service citation, log violations, all of which occurred prior to the happening of the subject accident and all of which Defendant 803, JERUE, C&S and

CAP knew, or through the exercise of reasonable care, could have known that Defendant McCLOUD was an incompetent, reckless and dangerous driver.

89. Defendants 803, JERUE, C&S and CAP's conduct was willful or wanton and ratified and/or condoned by management of the Defendants.

WHEREFORE, the Plaintiffs pray as follows:

- 1. For awards to each Plaintiff in excess of \$10,000.00;
- 2. That the costs of this action be taxed against some other party;
- 3. For a Trial by Jury on all issues of fact so triable;
- 4. Such other and further relief as this Court deems just and proper.

This the 8th day of March, 2011.

FRIEDMAN & SIMON, L.L.P.

ROGER/L. SIMON

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STATE OF N	IORTH CAROLIN	IA 🗻	_ ** .	File No.	U545	<u> </u>
·· Wilso	on County		. `	In The Gener ☐ District 😿 S		
Name Of Plaintiff						·····
ALEICA DOCKER	<u>Y</u>		-			•
	L.L.P. 333 Jericho Turnpi	ke		CIVIL SUMM	ONS	
City, State, Zip			☐ ALI	AS AND PLURIES	SUMMONS	
Jericho	VERSUS	Y 11753			G.S. 1.	4-1, Rules 3, 4
Name Of Defendant(s)	VERSUS		Date Original Summons	Issued		1111000014
803 TRUCKING		•	5-6/19			
ON TRICKING I	1.C		Date(s) Subsequent Sur	mmons(es) issued		
803 TRUCKING, LI	JC					
To Each Of The D	Defendant(s) Named Be	low:				
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803 Trucking			803 Trucking, LL0	С		
2231 Main Street			2231 Main Street			
Columbia	SC	C 29201	Columbia		SC	29201
_	ress, and I of the written answer with the complaint, the plain	·		•		
	ntiff's Attorney (If None, Address Of		Date Issued	Time 2:	 70	☐ AM
Friedman & Simon, I			Signature	$\frac{1}{1}$	21	IXI PM
333 Jericho Turnpike			L C	Bontley		
Jericho, NY 11753	N	Y 11753	Deputy CSC	Assistant CSC	Clerk OI Sup	erior Court
☐ ENDORSEME	NT		Date Of Endorsement	Time		MA
This Summons	s was originally issued or		Signature			☐ PM
	e and returned not serve		Signature			
•	the time within which thi xtended sixty (60) days.	s Summons must	Deputy CSC	Assistant CSC	Clerk Of Sup	aprior Court
NOTE TO PARTIES	: Many counties have MANDA less are heard by an arbitrato so, what procedure is to be fo	or before a trial. The pa	programs in which mo arties will be notified if l	st cases where the amou his case is assigned for t	ınt in controvers กลกdalory arbitr	y is \$15,000 or alion, and, if
AOC-CV-100, Rev. 10/ © 2001 Administrative ((0	ver)			

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RETURN	OF SERVICE
I certify that this Summons and a copy of the complaint we	re received and served as follows:
	ENDANT 1
Date Served Time Served AM PM	Name Of Defendant
By delivering to the defendant named above a copy of	the summons and complaint.
By leaving a copy of the summons and complaint at th above with a person of suitable age and discretion the	e dwelling house or usual place of abode of the defendant named nesiding therein.
person named below.	by delivering a copy of the summons and complaint to the
Name And Address Of Person With Whom Copies Left (If corporation, give lif	la di parson copies leti with)
Other manner of service (specify)	
☐ Defendant WAS NOT served for the following reason:	
	ENDANT 2
Date Served Time Served AM PM	Name Of Detendant
	e dwelling house or usual place of abode of the defendant named
above with a person of suitable age and discretion the	
As the defendant is a corporation, service was effected person named below.	by delivering a copy of the summons and complaint to the
Name And Address Of Person With Whom Copies Left (if corporation, give in	tle of person copies teft with)
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Other manner of service (specify)	
Defendant WAS NOT served for the following reason.	
Service Fee Paid	Signature Of Deputy Sheriff Making Return
Date Received	Name Of Sheriff (Type Or Print)
Date Of Return	County Of Sheriff
	•
	•

	£ 40
STATE OF NORTH CAROLINA	File No.
Wilson County	In The General Court Of Justice ☐ District ☑ Superior Court Division
Name Of Piaintiff ALFICA DOCKERY	
Address	
Friedman & Simon, L.L.P. 333 Jericho Turnpike	CIVIL SUMMONS
<i>Sity, State, Zip</i> Jericho NY 11753	☐ ALIAS AND PLURIES SUMMONS
VERSUS	G.S. 1A-1, Rules 3, 4
lame Of Defendant(s)	Date Original Summons Issued
803 TRUCKING	,
803 TRUCKING, LLC	Date(s) Subsequent Summons(es) Issued
To Each Of The Defendant(s) Named Below:	Name And Address Of Defendant B. J
Name And Address Of Defendant &	Name And Address Of Defendant & 4 Jeffrey Leon McCloud
803 Motorsports, LLC	
2231 Main Street	9 Trend Drive
Columbia SC 29201	Bishopville SC 29010
last known address, and 2. File the original of the written answer with the Clerk of Silf you fail to answer the complaint, the plaintiff will apply to the state of the stat	
Name And Address Of Plaintiff's Altorney (If None, Address Of Plaintiff)	Date leaved
Roger L. Simon, Esq.	2 11 11 2 20 HAM
Friedman & Simon, LLP	Signature, 1 0 0
333 Jericho Tumpike	KC Bon House
Vericho, NY 11753 NY 11753	Deputy CSC Assistant CSC Clerk Of Superior Court
	Date Of Endorsement Time Take
☐ ENDORSEMENT	L AM
This Summons was originally issued on the date indicated above and returned not served. At the reques	Signature PM
of the plaintiff, the time within which this Summons mus	ł
be served is extended sixty (60) days.	Deputy CSC Assistant CSC Clerk Of Superior Court
less are heard by an arbitrator before a trial. The	ON programs in which most cases where the amount in controversy is \$15,000 or parties will be notified if this case is assigned for mandatory arbitration, and, if
so, what procedure is to be followed. AOC-CV-100, Rev. 10/01 © 2001 Administrative Office of the Courts	(Over)

RETURN OF SERVICE							
l ce	rtify that this Summons and	d a copy of the	e complaint were	received and served as follows:			
	DEFENDANT 1 Pate Served Name Of Defendant						
Date S	erved	Time Served	☐ AM ☐ PM	reame Of Deleticaria			
	By delivering to the defendant named above a copy of the summons and complaint.						
	By leaving a copy of the summons and complaint at the dwelling house or usual place of abode of the defendant named above with a person of suitable age and discretion then residing therein.						
	As the defendant is a corporation, service was effected by delivering a copy of the summons and complaint to the person named below. Name And Address Of Person With Whom Copies Left (if corporation, give title of person copies left with)						
	Name And Address Of Person With V	vnom Copies Len (ir corporation, give title t	person copies ien with			
	Other manner of service (s	specify)					
	D. f. de-take C.NOT	and for the fall	auina roccas				
	Defendant WAS NOT serv	ea for the foil	owing reason:				
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Date S	erved	Time Served	AM PM	Name Of Defendant			
	By delivering to the defend	dant named al	bove a copy of th	e summons and complaint.			
	By leaving a copy of the seabove with a person of sui			dwelling house or usual place of abode of the defendant named residing therein.			
	As the defendant is a corp person named below.	oration, servi	ce was effected b	y delivering a copy of the summons and complaint to the			
	Name And Address Of Person With	Whom Copies Left	(if corporation, give title o	of person copies left with)			
П	Other manner of service (s	specify)					
	,	<i></i>					
	Defendant WAS NOT serv	ved for the foll	owing reason.				
	Fee Paid			Signature Of Deputy Sheriff Making Return			
\$ Date F	Received			Name Of Sheriff (Type Or Print)			
D=4= (M.D.L.		,	County Of Character			
Date	Date Of Return County Of Sheriff						
AOC	-CV-100, Side Two, Rev. 10/01						

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Wilson (County	[eral Court Of Superior Cou	
Name Of Plaintiff					
ALEI.CA DOCKERY		-	•		
Friedman & Simon, L.L.P. 333 Jericl	ho Turnpike		IVIL SUMI		
City, State, Zip	NY 11753	☐ ALIAS	AND PLURIES	SSUMMONS	
Jericho VERSUS		-		G.S. *	A-1, Rules 3,
VERSUS Vame Of Defendant(s)	2	Date Original Summons Issue	ed .		,
803 TRUCKING					
		Date(s) Subsequent Summon	s(es) issued		
803 TRUCKING, LLC					
To Each Of The Defendant(s) No	amed Below:				
lame And Address Of Defendant 5		Name And Address Of Defen	•		
John J. Jerue Truck Broker, Inc.		John J. Jerue Transpor	tation, Inc.		
3200 Flightline Drive		3200 Flightline Drive			
Suite 202		Suite 202			
Lakeland	FL 33811	Lakeland		FL	33811
2. File the original of the written a	answer with the Clerk of St	uperior Court of the cou	nty named abo	ove.	
If you fail to answer the complaint		he Court for the relief d	emanded in the	e complaint.	
Vame And Address Of Plaintiff's Attorney (If None Roger L. Simon, Esq.	2, Address Of Plaintiff)	Date Issued	Time 3	: 39	☐ AN X PN
Friedman & Simon, LLP		Signature /	LO.		
333 Jericho Turnpike		h	Sontlei	1	
Jericho, NY 11753	NY 11753	Deputy CSC	Assistant CSC	Clerk Of Su	perior Court
		Date Of Endorsement	Time		
ENDORSEMENT					
		Date Of Choolsement			=
This Summons was originally		Signature		·····	AN
	not served. At the request	Signature t			=
This Summons was originally indicated above and returned	not served. At the request which this Summons mus	Signature t	Assistant CSC	Clerk Of S	=
This Summons was originally indicated above and returned of the plaintiff, the time within be served is extended sixty (6) NOTE TO PARTIES: Many counties ha	not served. At the reques which this Summons mus 60) days.	Signature Deputy CSC Deputy CSC DN programs in which most ca	ases where the an	ount in controve	Phuperior Court
This Summons was originally indicated above and returned of the plaintiff, the time within be served is extended sixty (6) NOTE TO PARTIES: Many counties have less are heard by	not served. At the request which this Summons mus 60) days.	Signature Deputy CSC Deputy CSC DN programs in which most ca	ases where the an	ount in controve	ph ph perior Court
This Summons was originally indicated above and returned of the plaintiff, the time within be served is extended sixty (6) NOTE TO PARTIES: Many counties have less are heard by	not served. At the request which this Summons mus 60) days. ave MANDATORY ARBITRATION on arbitrator before a trial. The tree is to be followed.	Signature Deputy CSC Deputy CSC DN programs in which most ca	ases where the an	ount in controve	Pluperior Court

					F SERVICE
l ce	tify that this Summons an	drarcopy of th	e compli	aint were	received and served as follows:
					DANT 1
Date S	ervad	Time Served	MA	☐ PM	Name Of Defendant
	•				e summons and complaint.
	above with a person of su	itable age and	d discret	ion then r	
•	person named below.				y delivering a copy of the summons and complaint to the
	Name And Address Of Person With	Whom Copies Left	(if corporation	on, give title c	f person copies left with)
	Other manner of service (specify)			
	Defendant WAS NOT ser	and for the fo	llowing r	eason.	, , , , , , , , , , , , , , , , , , , ,
	- Deletidant WAS NOT SET	ved for the rol			
				DEEEA	IDANT 2
Date S	erved	Time Served		DEFER	Name Of Defendant
			MA [∐ PM	
	By delivering to the defen	dant named a	above a	copy of th	e summons and complaint.
	By leaving a copy of the s above with a person of su	ummons and iltable age an	complai d discret	int at the d ion then r	welling house or usual place of abode of the defendant named esiding therein.
	person named below.				y delivering a copy of the summons and complaint to the
	Name And Address Of Person With	Whom Copies Leff	(if corporati	ion, give title d	f person copies left with)
	Other manner of service (specify)			
	Defendant WAS NOT ser	ved for the fol	llowing r	eason.	•
1 .	e Fee Paid	<u></u>			Signature Of Deputy Sheriff Making Return
\$ Date 8	eceived				Name Of Sheriff (Type Or Print)
Date Of Refurn				County Of Sheriff	
	-CV-100, Side Two, Rev. 10/01 001 Administrative Office of the C	Courts			

e with the second	
Wilson County	In The General Court Of Justice ☐ District ☑ Superior Court Divis
ame Of Plaintiff	
ALEICA DOCKERY	
idress	OB WE OLINARA ON G
Friedman & Simon, L.L.P. 333 Jericho Turnpike	CIVIL SUMMONS
ty, State, Zip ericho NY 11	753 ALIAS AND PLURIES SUMMONS
VERSUS	G.S. 1A-1, Rule
ame Of Defendant(s)	Date Original Summons Issued
03 TRUCKING	
	Date(s) Subsequent Summons(es) Issued
03 TRUCKING, LLC	
To Each Of The Defendant(s) Named Below:	
ime And Address Of Defendant¶	Name And Address Of Defendant &
erue Inc.	Diel-Jerue Inc.
200 Flightline Drive	3200 Flightline Drive
uite 202	Suite 202
akeland FL 33811	Lakeland FL 3381
A Civil Action Has Been Commenced Against You You are notified to appear and answer the complaint 1. Serve a copy of your written answer to the complaint	ī!
A Civil Action Has Been Commenced Against You You are notified to appear and answer the complaint 1. Serve a copy of your written answer to the complayou have been served. You may serve your answer last known address, and 2. File the original of the written answer with the Cler	of the plaintiff as follows: int upon the plaintiff or plaintiff's attorney within thirty (30) days af er by delivering a copy to the plaintiff or by mailing it to the plaintif k of Superior Court of the county named above.
A Civil Action Has Been Commenced Against You are notified to appear and answer the complaint 1. Serve a copy of your written answer to the complayou have been served. You may serve your answer tast known address, and 2. File the original of the written answer with the Cler	of the plaintiff as follows: int upon the plaintiff or plaintiff's attorney within thirty (30) days af er by delivering a copy to the plaintiff or by mailing it to the plainti
A Civil Action Has Been Commenced Against You are notified to appear and answer the complaint 1. Serve a copy of your written answer to the complayou have been served. You may serve your answer last known address, and 2. File the original of the written answer with the Cleref you fail to answer the complaint, the plaintiff will appeared Address Of Plaintiff's Attorney (If None, Address Of Plaintiff)	of the plaintiff as follows: int upon the plaintiff or plaintiff's attorney within thirty (30) days af er by delivering a copy to the plaintiff or by mailing it to the plaintif k of Superior Court of the county named above.
A Civil Action Has Been Commenced Against You are notified to appear and answer the complaint 1. Serve a copy of your written answer to the complayou have been served. You may serve your answer last known address, and 2. File the original of the written answer with the Cleref you fail to answer the complaint, the plaintiff will appear and Address Of Plaintiff's Attorney (It None, Address Of Plaintiff) oger L. Simon, Esq.	of the plaintiff as follows: int upon the plaintiff or plaintiff's attorney within thirty (30) days after by delivering a copy to the plaintiff or by mailing it to the plaintif
A Civil Action Has Been Commenced Against You are notified to appear and answer the complaint 1. Serve a copy of your written answer to the complayou have been served. You may serve your answer last known address, and 2. File the original of the written answer with the Cleres of you fail to answer the complaint, the plaintiff will appeared Address Of Plaintiff's Attorney (If None, Address Of Plaintiff)	of the plaintiff as follows: int upon the plaintiff or plaintiff's attorney within thirty (30) days after by delivering a copy to the plaintiff or by mailing it to the plaintif
A Civil Action Has Been Commenced Against You of ou are notified to appear and answer the complaint of the complaint of the complaint of the complaint of the written answer to the complaint of the written answer with the Cler of you fail to answer the complaint, the plaintiff will appear to a complaint of the written answer with the Cler of you fail to answer the complaint, the plaintiff will appear to a complaint of the written answer with the Cler of you fail to answer the complaint, the plaintiff of the written answer with the Cler of you fail to answer the complaint, the plaintiff of the written answer with the Cler of you fail to answer the complaint, the plaintiff of the written answer with the Cler of you fail to answer the complaint, the plaintiff of the written answer with the Cler of your fail to answer the complaint of the written answer with the Cler of your fail to answer the complaint, the plaintiff of the written answer with the Cler of your fail to answer the complaint, the plaintiff of the written answer with the Cler of your fail to answer the complaint, the plaintiff of the written answer with the Cler of your fail to answer the complaint, the plaintiff of the written answer with the Cler of your fail to answer the complaint, the plaintiff of the written answer with the Cler of your fail to answer the complaint of the written answer with the Cler of your fail to answer the complaint of the written answer with the Cler of your fail to answer the complaint of the written answer with the Cler of your fail to answer the complaint of the written answer with the Cler of your fail to answer with the Cler of your fail to answer with the Cler of the written answer with the Cler of your fail to answer with the Cler of the written answer with the Cler of t	of the plaintiff as follows: int upon the plaintiff or plaintiff's attorney within thirty (30) days after by delivering a copy to the plaintiff or by mailing it to the plainti
Civil Action Has Been Commenced Against You are notified to appear and answer the complaint 1. Serve a copy of your written answer to the complayou have been served. You may serve your answer last known address, and 2. File the original of the written answer with the Cler you fail to answer the complaint, the plaintiff will appear to the plaintiff's Attorney (It None, Address Of Plaintiff) orger L. Simon, Esq. iedman & Simon, LLP 3 Jericho Turnpike	of the plaintiff as follows: int upon the plaintiff or plaintiff's attorney within thirty (30) days after by delivering a copy to the plaintiff or by mailing it to the plaintif
A Civil Action Has Been Commenced Against You are notified to appear and answer the complaint 1. Serve a copy of your written answer to the complayou have been served. You may serve your answer last known address, and 2. File the original of the written answer with the Cleref you fail to answer the complaint, the plaintiff will appeared to the plaintiff of the written answer with the Cleref you fail to answer the complaint, the plaintiff will appeared to the plaintiff of the written answer with the Cleref you fail to answer the complaint, the plaintiff of the written answer with the Cleref you fail to answer the complaint, the plaintiff will appear to the plaintiff of the written answer with the Cleref you fail to answer the complaint, the plaintiff will appear to the written answer with the Cleref you fail to answer the written answer with the Cleref you fail to answer the complaint, the plaintiff will appear to the written answer with the Cleref you fail to answer the complaint, the plaintiff will appear to the written answer with the Cleref you fail to answer the complaint, the plaintiff will appear to the written answer with the Cleref you fail to answer the complaint, the plaintiff will appear to the written answer with the Cleref you fail to answer the written answer with the Cleref you fail to answer the written answer with the Cleref you fail to answer the written answer with the Cleref you fail to answer the written answer with the Cleref you fail to answer the written answer with the Cleref you fail to answer the written answer with the Cleref you fail to answer the written answer with the Cleref you fail to answer with t	of the plaintiff as follows: int upon the plaintiff or plaintiff's attorney within thirty (30) days after by delivering a copy to the plaintiff or by mailing it to the plainti
A Civil Action Has Been Commenced Against You are notified to appear and answer the complaint 1. Serve a copy of your written answer to the complayou have been served. You may serve your answer last known address, and 2. File the original of the written answer with the Clere for you fail to answer the complaint, the plaintiff will appear to the property of the plaintiff of the written answer with the Clere for you fail to answer the complaint, the plaintiff will appear to the plaintiff of the written answer with the Clere for your fail to answer the complaint, the plaintiff will appear to the plaintiff of the written answer with the Clere for your fail to answer the complaint, the plaintiff will appear to the plaintiff of the written answer with the Clere for your fail to answer the complaint, the plaintiff will appear to the plaintiff of the written answer with the Clere for your fail to answer the complaint, the plaintiff will appear to the plaintiff of the written answer with the Clere for your fail to answer the complaint, the plaintiff will appear to the plaintiff of the written answer with the Clere for your fail to answer the complaint, the plaintiff will appear to the plaintiff of the written answer with the Clere for your fail to answer the complaint, the plaintiff will appear to the plaintiff of the written answer with the Clere for your fail to answer the complaint, the plaintiff will appear to the plaintiff of the written answer with the Clere for your fail to answer the complaint of the written answer with the Clere for your fail to answer the complaint of the written answer with the Clere for your fail to answer the complaint of the written answer with the Clere for your fail to answer wit	of the plaintiff as follows: int upon the plaintiff or plaintiff's attorney within thirty (30) days after by delivering a copy to the plaintiff or by mailing it to the plainti
A Civil Action Has Been Commenced Against You are notified to appear and answer the complaint 1. Serve a copy of your written answer to the complayou have been served. You may serve your answer last known address, and 2. File the original of the written answer with the Cleres of you fail to answer the complaint, the plaintiff will appear to the complaint of the written answer with the Cleres of you fail to answer the complaint, the plaintiff will appear to the complaint of the written answer with the Cleres of your fail to answer the complaint, the plaintiff of the written answer with the Cleres of your fail to answer the complaint, the plaintiff of the written answer with the Cleres of your fail to answer the complaint, the plaintiff of the written answer with the Cleres of your fail to answer the complaint, the plaintiff of the written answer with the Cleres of your fail to answer the complaint, the plaintiff will appear to the complaint of the written answer with the Cleres of your fail to answer the complaint, the plaintiff will appear to the written answer with the Cleres of your fail to answer the complaint, the plaintiff will appear to the written answer with the Cleres of your fail to answer the complaint, the plaintiff will appear to the written answer with the Cleres of your fail to answer the complaint, the plaintiff will appear to the written answer with the Cleres of your fail to answer the written answer with the Cleres of your fail to answer the written answer with the Cleres of your fail to answer the written answer with the Cleres of your fail to answer the written answer with the Cleres of your fail to answer	of the plaintiff as follows: int upon the plaintiff or plaintiff's attorney within thirty (30) days after by delivering a copy to the plaintiff or by mailing it to the plainti
A Civil Action Has Been Commenced Against You are notified to appear and answer the complaint 1. Serve a copy of your written answer to the complayou have been served. You may serve your answer last known address, and 2. File the original of the written answer with the Clere of you fail to answer the complaint, the plaintiff will appear to the complaint, the plaintiff will appear to the complaint, the plaintiff of the written answer with the Clere of you fail to answer the complaint, the plaintiff will appear to the complaint, the plaintiff of the written answer with the Clere of you fail to answer the complaint, the plaintiff will appear to the same and served to the complaint of the written answer with the Clere of your fail to answer the complaint, the plaintiff will appear to the same and served and served on the date indicated above and returned not served. At the results of the complaint of the complaint of the written answer with the Clere of your fail to answer the complaint, the plaintiff will appear to the complaint of the written answer with the Clere of your fail to answer the complaint, the plaintiff will appear to the written answer with the Clere of your fail to answer the complaint, the plaintiff will appear to the complaint of the written answer with the Clere of your fail to answer the complaint, the plaintiff will appear to the complaint of the written answer with the Clere of your fail to answ	of the plaintiff as follows: int upon the plaintiff or plaintiff's attorney within thirty (30) days after by delivering a copy to the plaintiff or by mailing it to the plaintif
A Civil Action Has Been Commenced Against You You are notified to appear and answer the complaint 1. Serve a copy of your written answer to the complayou have been served. You may serve your answer last known address, and 2. File the original of the written answer with the Clere If you fail to answer the complaint, the plaintiff will appear to be a served. Attorney (It None, Address Of Plaintiff) Origer L. Simon, Esq. Fieldman & Simon, LLP By Jericho Turnpike Fisicho, NY 11753 NY 11753 ENDORSEMENT This Summons was originally issued on the date indicated above and returned not served. At the rof the plaintiff, the time within which this Summons	of the plaintiff as follows: int upon the plaintiff or plaintiff's attorney within thirty (30) days after by delivering a copy to the plaintiff or by mailing it to the plainti
Civil Action Has Been Commenced Against You Cou are notified to appear and answer the complaint I. Serve a copy of your written answer to the complayou have been served. You may serve your answer last known address, and I. File the original of the written answer with the Cler is you fail to answer the complaint, the plaintiff will appear and Address Of Plaintiff's Attorney (If None, Address Of Plaintiff) or Degree L. Simon, Esq. idedman & Simon, LLP 3 Jericho Turnpike richo, NY 11753 NY 11753 ENDORSEMENT This Summons was originally issued on the date indicated above and returned not served. At the results of the complaint in the complaint is supported by the complex of th	of the plaintiff as follows: int upon the plaintiff or plaintiff's attorney within thirty (30) days after by delivering a copy to the plaintiff or by mailing it to the plaintif
A Civil Action Has Been Commenced Against You are notified to appear and answer the complaint 1. Serve a copy of your written answer to the complayou have been served. You may serve your answer last known address, and 2. File the original of the written answer with the Cler for you fail to answer the complaint, the plaintiff will appear to be a complaint of the plaintiff of the plaintiff of the plaintiff the time within which this Summon of the plaintiff, the time within which this Summon	of the plaintiff as follows: int upon the plaintiff or plaintiff's attorney within thirty (30) days after by delivering a copy to the plaintiff or by mailing it to the plainti
A Civil Action Has Been Commenced Against You You are notified to appear and answer the complaint 1. Serve a copy of your written answer to the complayou have been served. You may serve your answer last known address, and 2. File the original of the written answer with the Clere If you fail to answer the complaint, the plaintiff will appear to be a served. Attorney (It None, Address Of Plaintiff) Origer L. Simon, Esq. Fieldman & Simon, LLP By Jericho Turnpike Fisicho, NY 11753 NY 11753 ENDORSEMENT This Summons was originally issued on the date indicated above and returned not served. At the rof the plaintiff, the time within which this Summons	of the plaintiff as follows: int upon the plaintiff or plaintiff's attorney within thirty (30) days after by delivering a copy to the plaintiff or by mailing it to the plainti

			RE	TURN C	FSERVICE			
I certify that this	Summons an	id a copy of t	he compla	int wère	received and se	erved as follows	S:	Secretary of the second
				DEFEN				
Date Served		Time Served	MA [□ РМ	Name Of Defendant			
☐ By delivering	to the defen	dant named	above a c	opy of the	e summons and	i complaint.		
☐ By leaving a above with a	copy of the s person of su	summons and litable age ar	d complair nd discreti	nt at the co	lwelling house of esiding therein.	or usual place o	of abode of the	defendant named
person name	ed below.					opy of the sumr	mons and com	plaint to the
Name And Addre.	ss Of Person With	Whom Capies Let	t (if corporatio	n, give title o	f person copies left wit	(h)		
Other manne	er of service ((specify)						
☐ Defendant W	AS NOT ser	ved for the fo	ollowing re	eason:				
				DEFEN	DANT 2			
Date Served		Time Served	☐ AM	□ РМ	Name Of Defendant			· ·
☐ By delivering	to the defen	dant named	above a c	opy of the	summons and	l complaint.		
					welling house o	or usual place o	f abode of the	defendant named
	dant is a cor	•			_	opy of the sumr	nons and com	plaint to the
Name And Addre	ss Of Person With	Whom Copies Le	tt (if corporatio	on, give title o	f person copies left wi	th)		
☐ Other manne	er of service (specify)						
							····	
☐ Defendant W	/AS NOT sen	ved for the fo	illowing re	eason.				
Service Fee Paid \$					Signature Of Deputy	Sheriff Making Return	1	<u> </u>
Date Received					Name Of Sheriff (Typ	oe Or Print)		
Date Of Return					County Of Sheriff			
AOC-CV-100, Side T © 2001 Administrative		ourts						

	50	£ 90			
STATE OF NORTH C	AROLINA		File No.	4#7€4¥11€; ≘	
Wilson	County			eral Court Of Superior Cou	
Name Of Plaintiff				W. W. C.	
ALFICA DOCKERY					
Address Friedman & Simon, L.L.P. 333 Je	richo Turonike		CIVIL SUM	IONS	
City, State, Zip	anona rampike		S AND PLURIES		
Jericho	NY 11753				
VERS	SUS	Date Original Summons Is	sued	G.S.	1A-1, Rules 3, 4
Name Of Defendant(s) 803 TRUCKING		Date Original currinose is			
803 TRUCKING, LLC		Date(s) Subsequent Summ	nons(es) Issued		
To Each Of The Defendant(s)	Named Below				
Name And Address Of Defendant :	, 144,1104 DOIOTY.	Name And Address Of De	fendant 7.0		
Diel-Jerue Logistics Inc.		C&S Wholesale Gro		&S Wholesale	Grocers
8509 NW Gainesville Road **		7 Corporate Drive			
Lakeland	FL 33811	Keene		NH	03431
You are notified to appear and 1. Serve a copy of your writter you have been served. You last known address, and 2. File the original of the writter	n answer to the complant upor u may serve your answer by de	n the plaintiff or plair elivering a copy to th	ne plaintiff or by n	nailing it to th	days after e plaintiff's
If you fail to answer the compla	aint, the plaintiff will apply to the	e Court for the relief	demanded in the	e complaint.	
Name And Address Of Plaintiff's Attorney (If I Roger L. Simon, Esq.	None, Address Of Plainliff)	Date Issued	Time 3',	39	☐ AM W ☐ PM
Friedman & Simon, LLP		Signature C	7 10	_	
333 Jericho Tumpike		1101	Sentle	1	
Jericho, NY 11753	NY 11753	Deputy CSC	Assistant CSC	Clerk Of St	uperior Court
		Date Of Endorsement	Time		
☐ ENDORSEMENT This Summons was origina indicated above and return of the plaintiff, the time with	Signature	Tante		∐ AM □ PM	
be served is extended sixty		Deputy CSC	Assistant CSC	Clerk Of S	uperior Court
	d by an arbitrator before a trial. The p				
so, what proc	edure is to be followed.				

(Over)

	RETURN	OF SERVICE	
I certify that this Summons an	d a copy of the complaint were	e received and served a	s follows:
	DEFE	NDANT 1	
Date Served .	Time Served AM PM	Name Of Defendant	
By delivering to the defendant	dant named above a copy of t	he summons and comp	laint.
	ummons and complaint at the itable age and discretion then		I place of abode of the defendant named
person named below.	•	•	the summons and complaint to the
Name And Address Of Person With	Whom Copies Leff (if corporation, give title	of person copies left with)	
Other manner of service (specify)		
☐ Defendant WAS NOT ser	ved for the following reason:		
		NDANT 2	
Date Served	Time Served AM PM	Name Of Defendant	
By delivering to the defend	dant named above a copy of t	he summons and comp.	laint.
	ummons and complaint at the itable age and discretion then		I place of abode of the defendant named
As the defendant is a corp	poration, service was effected	by delivering a copy of t	the summons and complaint to the
1 •	Whom Copies Left (if corporation, give title	of person copies left with)	
Other manner of service (specify)		
☐ Defendant WAS NOT ser	ved for the following reason.		
Service Fee Paid		Signature Of Deputy Sheriff M	aking Return
\$ Date Received		Name Of Sheriff (Type Or Prin	it)
Date Of Return .		County Of Sheriff	
		•	

6	4.90
STATE OF NORTH CAROLINA	File No.
Wilson County	In The General Court Of Justice ☐ District ☑ Superior Court Division
Name Of Pleintiff ALFICA DOCKERY	
Address	-
Friedman & Simon, L.L.P. 333 Jericho Turnpike	CIVIL SUMMONS
City, State, Zip	☐ ALIAS AND PLURIES SUMMONS
Jericho · · NY 11753	G.S. 1A-1, Rules 3, 4
VERSUS Vame Of Detendant(s)	Dete Original Summons Issued
803 TRUCKING	
,	Date(s) Subsequent Summons(es) Issued
803 TRUCKING, LLC	
To Each Of The Defendant(s) Named Below:	
Name And Address Of Defendant 🚱 1/1	Name And Address Of Defendant 19 12
Collington Services, LLC	DuBois Logistics, LLC
16020 Leeland Road	891 Beaver Drive
Upper Marlboro MD 20774	DuBois PA 15801
2. File the original of the written answer with the Clerk of Sup	· ·
If you fail to answer the complaint, the plaintiff will apply to the	
Vame And Address Of Plaintiff's Attorney (If None, Address Of Plaintiff) Roger L. Simon, Esq.	Date Issued Time 2 (20 AM
	Signature
Friedman & Simon, LLP	Signature C (2000+Oa)
333 Jericho Turnpike	The construction of the co
lericho, NY 11753 NY 11753	Deputy CSC Assistant CSC Clerk Of Superior Court
·	
☐ ENDORSEMENT	Date Of Endorsement Time AM
This Summons was originally issued on the date	Signature PM
indicated above and returned not served. At the request	organitate
of the plaintiff, the time within which this Summons must be served is extended sixty (60) days.	Deputy CSC Assistant CSC Clerk Of Superior Court
NOTE TO PARTIES: Many counties have MANDATORY ARBITRATION less are heard by an arbitrator before a trial. The pass, what procedure is to be followed.	programs in which most cases where the amount in controversy is \$15,000 carties will be notified if this case is assigned for mandatory arbitration, and, if
AOC-CV-100, Rev. 10/01 . (O	ver)

			RETURN C	F SERVIÇE		
l"ce	rtify that this Summons an	d a copy of the con	nplaint were	received and serve	ed as follows:	
			DEFEN	DANT 1		
Date S	Served	Time Served	м 🗌 РМ	Name Of Defendant		
	By delivering to the defen	dant named above	a copy of the	e summons and co	mplaint,	
	By leaving a copy of the s above with a person of su	ummons and compitable age and disc	plaint at the c retion then r	lwelling house or u esiding therein.	sual place of abode of the defendant named	
As the defendant is a corporation, service was effected by delivering a copy of the summons and complaint to person named below.						
	Name And Address Of Person With	Whom Copies Left (if corpo	oration, give tille o	f person copies left with)		
	Other manner of service (specify)				
	•	•		•		
	Defendant WAS NOT ser	ved for the followin	g reason:		44-44-1-1-1-1-1-1-1-1-1-1-1-1-1-1-1-1-1	
			DEFEN	DANT 2		
Date S	Served	Time Served	м 🗌 РМ	Name Of Defendant		
	By delivering to the defen-	dant named above	a copy of the	e summons and co	mplaint,	
	By leaving a copy of the s above with a person of su				sual place of abode of the defendant named	
	As the defendant is a comperson named below.	poration, service wa	as effected b	y delivering a copy	of the summons and complaint to the	
	Name And Address Of Person With	Whom Copies Left (if corp	oration, give title o	f person copies left with)		
	Other manner of service (specify)				
	Defendant WAS NOT ser	ved for the followin	g reason.			
Servic \$	e Fee Paid			Signature Of Deputy She	лт макілд кеірт	
	Received			Name Of Sheriff (Type O	r Print)	
Date C	of Return			County Of Sheriff		
				I		
	•				•	

STATE OF NORTH CAROLINA	File No.	age stelety - 445 to the
Wilson County		neral Court Of Justice] Superior Court Division
Name Of Plaintiff		
ALĘICA DOCKERY	4	
ddress Friedman & Simon, L.L.P. 333 Jericho Turnpike	CIVIL SUM	MONS
ity, State, Zip	☐ ALIAS AND PLURIE	
ericho NY 11753		0 001111110110
VERSUS		G.S. 1A-1, Rules 3,
ame Of Defendant(s)	Date Original Summons Issued	
803 TRUCKING	Date(s) Subsequent Symmons(es) Issued	
803 TRUCKING, LLC	Date(s) Subsequent Summonstesy issued	
To Each Of The Defendant(s) Named Below:		
ame And Address Of Defendant 100	Name And Address Of Defendant & (14	
Erie Logistics, LLC	ES3, LLC	
873 Genesee Street	7 Corporate Drive	
ancaster NY 14086	Keene	NH 03431
You are notified to appear and answer the complaint of the p 1. Serve a copy of your written answer to the complaint upor you have been served. You may serve your answer by de last known address, and 2. File the original of the written answer with the Clerk of Sup If you fail to answer the complaint, the plaintiff will apply to the	n the plaintiff or plaintiff's attorney wit alivering a copy to the plaintiff or by r perior Court of the county named abo	mailing it to the plaintiff's
ame And Address Of Plaintiff's Altorney (If None, Address Of Plaintiff) Roger L. Simon, Esq.	Date Issued Time	20 AM
riedman & Simon, LLP	Signeture ()	· 54 PM
•	La Constant	
33 Jericho Turnpike	A Division of the second	4
ericho, NY 11753 NY 11753	Deputy CSC Assistant CSC	Clerk Of Superior Court
☐ ENDORSEMENT This Summons was originally issued on the date indicated above and returned not served. At the request	Date Of Endorsament Time Signature	AM PM
This Summons was originally issued on the date		

			R	ETURN C	FSERVICE		
l ce	rtify that this Summons an	d a copy of th	e compl	aint were	received and served as	follows:	
				DEFEN	DANT 1		
Date S	erved	Time Served	□ ам	. РМ	Name Of Defendant		
	By delivering to the defend	dant named a	bove a	copy of the	summons and compla	int.	
	By leaving a copy of the summons and complaint at the dwelling house or usual place of abode of the defendant named above with a person of suitable age and discretion then residing therein.						
	person named below.					e summons and complaint to the	
	Name And Address Of Person With I	Whom Copies Left	(if corporati	on, give litle a	f person copies left with)		
	Other manner of service (s	specify)					
	Defendant WAS NOT sen	ved for the fol	llowing r	eason:			
				DEEEN	DANT 2		
Date S	erved	Time Served		ULL LIV	Name Of Defendant		
			AM	□ РМ			
	By delivering to the defend	dant named a	bove a	copy of the	e summons and compla	int.	
	By leaving a copy of the s above with a person of su					place of abode of the defendant named	
	As the defendant is a corp person named below.	ooration, servi	ice was	effected b	y delivering a copy of th	e summons and complaint to the	
	Name And Address Of Person With	Whom Copies Left	(if corporati	ion, give fitle o	f person copies left with)		
	Other manner of service (s	specify)		<u>.</u>			
	Defendant WAS NOT serv	ved for the fol	lowing n	eason,			
	· Fee Paid				Signature Of Deputy Sheriff Mak	ing Return	
\$ Date R	eceived		····		Name Of Sheriff (Type Or Print)		
Date Of Return			County Of Sheriff				
	-CV-100, Side Two, Rev. 10/01 01 Administrative Office of the Co	ourts					

_8	of 910
STATE OF NORTH CAROLINA	File No.
Wilson County	In The General Court Of Justice ☐ District ☑ Superior Court Division
Name Of Plaintiff	
ALEICA DOCKERY	
Address	CIVIL SUMMONS
c/o Friedman & Simon, L.L.P., 333 Jericho Turnpike City, State, Zip	☐ ALIAS AND PLURIES SUMMONS
Jericho NY 11753	- ALIAO ARD I ESTADO COMMONO
VERSUS	G.S. 1A-1, Rules 3. 4
Name Of Defendant(s)	Date Original Summons Issued
803 TRUCKING	
• •	Date(s) Subsequent Summons(es) Issued
803 TRUCKING, LLC	
To Each Of The Defendant(s) Named Below:	
Name And Address Of Defendant 100	Name And Address Of Defendant® () 1/2
Central American Produce, Inc.	Jacobs Automotive Group
1500 West Atlantic Boulevard	2720 Main Street
Pompano Beach FL 33069	Columbia SC 29201
last known address, and 2. File the original of the written answer with the Clerk of If you fail to answer the complaint, the plaintiff will apply t Name And Address Of Plaintiff's Attorney (If None, Address Of Plaintiff)	to the Court for the relief demanded in the complaint.
Roger L. Simon, Esq.	3-11-11 3:39 DPM
Friedman & Simon, L.L.P.	Signature C Canaton
333 Jericho Turnpike	The state of the s
Jericho NY 11753	Deputy CSC Assistant CSC Clerk of Superior Court
ENDORSEMENT This Summons was originally issued on the date indicated above and returned not served. At the required of the plaintiff, the time within which this Summons much be served is extended sixty (60) days.	
NOTE TO PARTIES: Many counties have MANDATORY ARBITRA less are heard by an arbitrator before a trial. To	ATION programs in which most cases where the amount in controversy is \$15,000. The parties will be notified if this case is assigned for mandatory arbitration, and, if
AOC-CV-100, Rev. 10/01 © 2001 Administrative Office of the Courts	(Over)

			R	ETURN O	F SERVICE (Section 1997)				
l ce	rtify that this Summons an	d a copy of thi	e compl	aint were	received and served as follows:				
				DEFEN	DANT 1				
Date S	erved	Time Served	MA	□РМ	Name Of Defendant				
	By delivering to the defen								
	By leaving a copy of the summons and complaint at the dwelling house or usual place of abode of the defendant named above with a person of suitable age and discretion then residing therein.								
	As the defendant is a corporation, service was effected by delivering a copy of the summons and complaint to the person named below. Name And Address Of Person With Whom Copies Left (if corporation, give little of person copies left with)								
	Other manner of service ((specify)							
	Defendant WAS NOT ser	ved for the fol	lowing r	reason:					
				DEFEN	DANT 2				
Date S	Served	Time Served	MA	□РМ	Name Of Defendant				
	 By delivering to the defendant named above a copy of the summons and complaint. By leaving a copy of the summons and complaint at the dwelling house or usual place of abode of the defendant named above with a person of suitable age and discretion then residing therein. As the defendant is a corporation, service was effected by delivering a copy of the summons and complaint to the person named below. Name And Address Of Person With Whom Copies Left (if corporation, give title of person copies left with)								
	Other manner of service		llowing I	reason.					
Caneio	e Fee Paid				Signature Of Deputy Sheriff Making Return				
\$	1 prus								
	Received				Name Of Sheriff (Type Or Print)				
Date (Of Return				County Of Sheriff				
					· · ·				

Wilson	County	In The General Court Of Justice
		☐ District ☑ Superior Court Divisio
Name Of Plaintiff		
ALEICA DOCKERY		·
c/o Friedman & Simon, L.L.P.,	, 333 Jericho Turnpike	CIVIL SUMMONS
City, State, Zip Jericho	NY 11753	ALIAS AND PLURIES SUMMONS
	RSUS	G.S. 1A-1, Rules
Name Of Defendant(s)		Date Original Summons Issued
803 TRUCKING		Date(s) Subsequent Summons(es) Issued
803 TRUCKING, LLC		
To Each Of The Defendan	t(s) Named Below:	
lame And Address Of Defendant &)	Name And Address Of Defendant 2 t &
lodie Andy Pass	•	Jodie Andy Pass, Jr.
6 Cottage Place Gardens		1428 Crescent Drive
Yankers	NY 10701	Tarrytown NY 10591
Serve a copy of your wri you have been served. last known address, and	You may serve your answer b	upon the plaintiff or plaintiff's attorney within thirty (30) days after y delivering a copy to the plaintiff's
Serve a copy of your wrighty you have been served. last known address, and File the original of the wrighty.	itten answer to the complaint of You may serve your answer be ritten answer with the Clerk of	upon the plaintiff or plaintiffs attorney within thirty (30) days after y delivering a copy to the plaintiff or by mailing it to the plaintiff Superior Court of the county named above.
Serve a copy of your wri you have been served. last known address, and File the original of the wri If you fail to answer the com	itten answer to the complaint of You may serve your answer b ritten answer with the Clerk of applaint, the plaintiff will apply to	upon the plaintiff or plaintiff's attorney within thirty (30) days after y delivering a copy to the plaintiff or by mailing it to the plaintiff's Superior Court of the county named above. The Court for the relief demanded in the complaint.
1. Serve a copy of your wright you have been served. It is known address, and a served. 2. File the original of the wright you fail to answer the compleme And Address of Plaintiff's Attorney Roger L. Simon, Esq.	itten answer to the complaint of You may serve your answer b ritten answer with the Clerk of applaint, the plaintiff will apply to	upon the plaintiff or plaintiff's attorney within thirty (30) days after y delivering a copy to the plaintiff or by mailing it to the plaintiff. Superior Court of the county named above. The the court for the relief demanded in the complaint.
Serve a copy of your wri you have been served. last known address, and File the original of the wri If you fail to answer the com	itten answer to the complaint of You may serve your answer b ritten answer with the Clerk of applaint, the plaintiff will apply to	upon the plaintiff or plaintiff's attorney within thirty (30) days after y delivering a copy to the plaintiff or by mailing it to the plaintiff's Superior Court of the county named above to the Court for the relief demanded in the complaint.
1. Serve a copy of your wri you have been served. last known address, and 2. File the original of the write the community of	itten answer to the complaint of You may serve your answer be ritten answer with the Clerk of applaint, the plaintiff will apply to (If None, Address Of Plaintiff)	upon the plaintiff or plaintiffs attorney within thirty (30) days after y delivering a copy to the plaintiff or by mailing it to the plaintiff. Superior Court of the county named above. The Court for the relief demanded in the complaint. Date Issued Signature Signature Signature
1. Serve a copy of your wright you have been served. It is known address, and a served. It is the original of the wright you fail to answer the company of	itten answer to the complaint of You may serve your answer b ritten answer with the Clerk of applaint, the plaintiff will apply to	spon the plaintiff or plaintiff's attorney within thirty (30) days after by delivering a copy to the plaintiff or by mailing it to the plaintiff. Superior Court of the county named above. The the court for the relief demanded in the complaint.
1. Serve a copy of your wright you have been served. It is known address, and a served. It is the original of the wright you fail to answer the company of	itten answer to the complaint of You may serve your answer be ritten answer with the Clerk of applaint, the plaintiff will apply to (If None, Address Of Plaintiff)	Superior Court of the county named above. Time Signature Deputy CSC Assistant CSC Within thirty (30) days after yellow the plaintiff or by mailing it to the plaintiff. Superior Court of the county named above. Time Clerk Of Superior Court
1. Serve a copy of your wright you have been served. I last known address, and 2. File the original of the wright you fail to answer the complained And Address Of Plaintiff's Attorney Roger L. Simon, Esq. Friedman & Simon, L.L.P. 833 Jericho Turnpike Itericho BNDORSEMENT This Summons was original to the property of the property	itten answer to the complaint of You may serve your answer be ritten answer with the Clerk of applaint, the plaintiff will apply to (If None, Address Of Plaintiff) NY 11753	Signature Date Of Endorsement Time Date Of Endorsement John the plaintiff or plaintiff's attorney within thirty (30) days after within the plaintiff or by mailing it to the plaintiff's to the plaintiff's delivering a copy to the plaintiff or by mailing it to the plaintiff's to the plaintiff's delivering a copy to the plaintiff or by mailing it to the plaintiff's delivering a copy to the plaintiff or by mailing it to the plaintiff's delivering a copy to the plaintiff or by mailing it to the plaintiff's delivering a copy to the plaintiff or by mailing it to the plaintiff's delivering a copy to the plaintiff or by mailing it to the plaintiff's delivering a copy to the plaintiff or by mailing it to the plaintiff's delivering a copy to the plaintiff or by mailing it to the plaintiff's delivering a copy to the plaintiff or by mailing it to the plaintiff's delivering a copy to the plaintiff or by mailing it to the plaintiff's delivering a copy to the plaintiff or by mailing it to the plaintiff or by mailing it to the plaintiff's delivering a copy to the county named above. Date Issued Date Issued Date Of Endorsement Time
1. Serve a copy of your wright you have been served. I last known address, and 2. File the original of the wright of the wright of the complete of the comple	itten answer to the complaint of You may serve your answer be ritten answer with the Clerk of applaint, the plaintiff will apply to (If None, Address Of Plaintiff) NY 11753 ginally issued on the date aurned not served. At the requirement of the complaintiff of the complete th	pon the plaintiff or plaintiff's attorney within thirty (30) days after y delivering a copy to the plaintiff or by mailing it to the plaintiff's Superior Court of the county named above. The Court for the relief demanded in the complaint. Date Issued Time
1. Serve a copy of your wright you have been served. Iast known address, and 2. File the original of the wright you fail to answer the compleme And Address Of Plaintiff's Attorney Roger L. Simon, Esq. Friedman & Simon, L.L.P. 133 Jericho Turnpike dericho ENDORSEMENT This Summons was origindicated above and ret of the plaintiff, the time.	ritten answer to the complaint of You may serve your answer be ritten answer with the Clerk of applaint, the plaintiff will apply to (If None, Address Of Plaintiff) NY 11753 ginally issued on the date curned not served. At the requirements within which this Summons means were answered.	pon the plaintiff or plaintiff's attorney within thirty (30) days after y delivering a copy to the plaintiff or by mailing it to the plaintiff's Superior Court of the county named above. The Court for the relief demanded in the complaint. Date Issued Time Court
1. Serve a copy of your wright you have been served. It is known address, and the world for the wor	ritten answer to the complaint of You may serve your answer be ritten answer with the Clerk of applaint, the plaintiff will apply to (If None, Address Of Plaintiff) NY 11753 ginally issued on the date curned not served. At the requirements within which this Summons means were answered.	Superior Court of the county named above. of the Court for the relief demanded in the complaint. Date Issued Signature Date Of Endorsement Date Of Endorsement Signature Signature Date Signature Date Of Endorsement Signature Signature Date Signature Date Of Endorsement Signature Signature Date Of Endorsement Signature Date Of Endorsement Signature Date Of Endorsement Signature Date Of Endorsement
1. Serve a copy of your wright you have been served. Iast known address, and 2. File the original of the wright you fail to answer the compleme And Address Of Plaintiff's Attorney Roger L. Simon, Esq. Friedman & Simon, L.L.P. 133 Jericho Turnpike dericho ENDORSEMENT This Summons was origindicated above and ret of the plaintiff, the time.	ritten answer to the complaint of You may serve your answer be ritten answer with the Clerk of applaint, the plaintiff will apply to (If None, Address Of Plaintiff) NY 11753 ginally issued on the date curned not served. At the requirements within which this Summons means were answered.	pon the plaintiff or plaintiff's attorney within thirty (30) days after y delivering a copy to the plaintiff or by mailing it to the plaintiff's Superior Court of the county named above. The Court for the relief demanded in the complaint. Date Issued Deputy CSC Assistant CSC Clerk Of Superior Court Date Of Endorsement Time Signature Signature Signature

		RE	TURN OF SERVICE					
l-ce	rtify that this Summons an	d a copy of the complai	nt were received and served	d as follows:				
			DEFENDANT 1					
Date S	Served	Time Served AM	Name Of Defendant PM	•				
	By delivering to the defend	dant named above a co	py of the summons and con	nplaint.				
	By leaving a copy of the summons and complaint at the dwelling house or usual place of abode of the defendant named above with a person of suitable age and discretion then residing therein.							
	As the defendant is a corporation, service was effected by delivering a copy of the summons and complaint to the person named below. [Name And Address Of Person With Whom Copies Left (if corporation, give little of person copies left with)							
	Name And Address Of Person With	Whom Copies Left (if corporation,	, give little of person copies left with)					
	Other manner of service (specify)						
	Defendant WAS NOT ser	ved for the following rea	ason:					
D-4- (Name of the same o	Time Served	DEFENDANT 2 Name Of Defendant					
Date S	served .	AM	PM Name Or Derendant	·				
	By delivering to the defen	dant named above a cc	ppy of the summons and con	nplaint.				
	By leaving a copy of the s above with a person of su			ual place of abode of the defendant named				
	As the defendant is a corp person named below.	oration, service was ef	fected by delivering a copy of	of the summons and complaint to the				
	Name And Address Of Person With	Whom Copies Left (if corporation	n, give fitle of person copies left with)					
	Other							
	Other manner of service (specify)						
	Defendant WAS NOT ser	ved for the following rea	ason.					
Servic	e Fee Paid		Signature Of Deputy Sherii	ff Making Return				
\$			N 0/ B 1/4					
Date F	Received		Name Of Sheriff (Type Or i	Printy				
Date C	of Return		County Of Sheriff					
			•					

10	of 10
STATE OF NORTH CAROLINA	File No.
Wilson County	In The General Court Of Justice District Superior Court Division
ame Of Plaintiff	
ALEICA DOCKERY	
c/o Friedman & Simon, L.L.P. 333 Jericho Turnpike	CIVIL SUMMONS
ity, State, Zip	☐ ALIAS AND PLURIES SUMMONS
ericho NY 11753	00447740
VERSUS ame Of Defendant(s)	G.S. 1A-1, Rules 3, 4 Date Original Summons Issued
ame of Defendant(s) 803 TRUCKING	
out indexind	Dete(s) Subsequent Summons(es) Issued
803 TRUCKING, LLC	
To Each Of The Defendant(s) Named Below:	
ame And Address Of Defendant & 19	Name And Address Of Defendant 2
acobs Automotive Group LLC	
Gilbert Jacobs, III	
5 Dunnock Court	
Columbia SC 29229	
1. Serve a copy of your written answer to the complaint upon	plaintiff as follows: on the plaintiff or plaintiff's attorney within thirty (30) days after delivering a copy to the plaintiff or by mailing it to the plaintiff's
Serve a copy of your written answer to the complaint upon you have been served. You may serve your answer by a last known address, and File the original of the written answer with the Clerk of Server.	on the plaintiff or plaintiff's attorney within thirty (30) days after delivering a copy to the plaintiff or by mailing it to the plaintiff's uperior Court of the county named above.
 Serve a copy of your written answer to the complaint upon you have been served. You may serve your answer by least known address, and File the original of the written answer with the Clerk of Self you fall to answer the complaint, the plaintiff will apply to the server of the complaint. 	on the plaintiff or plaintiff's attorney within thirty (30) days after delivering a copy to the plaintiff or by mailing it to the plaintiff's uperior Court of the county named above.
1. Serve a copy of your written answer to the complaint upon you have been served. You may serve your answer by least known address, and 2. File the original of the written answer with the Clerk of Sulf you fall to answer the complaint, the plaintiff will apply to take And Address Of Plaintiff's Attomay (If None, Address Of Plaintiff)	on the plaintiff or plaintiff's attorney within thirty (30) days after delivering a copy to the plaintiff or by mailing it to the plaintiff's uperior Court of the county named above. Time 2 1 2 4
1. Serve a copy of your written answer to the complaint upon you have been served. You may serve your answer by a last known address, and 2. File the original of the written answer with the Clerk of Salf you fail to answer the complaint, the plaintiff will apply to the same And Address Of Plaintiff's Attorney (If None, Address Of Plaintiff) Roger L. Simon, Esq.	on the plaintiff or plaintiff's attorney within thirty (30) days after delivering a copy to the plaintiff or by mailing it to the plaintiff's uperior Court of the county named above. Time 2 1 2 4
1. Serve a copy of your written answer to the complaint upon you have been served. You may serve your answer by a last known address, and 2. File the original of the written answer with the Clerk of Salf you fail to answer the complaint, the plaintiff will apply to the same And Address Of Plaintiff's Attomey (If None, Address Of Plaintiff) Roger L. Simon, Esq. Friedman & Simon, L.L.P.	on the plaintiff or plaintiff's attorney within thirty (30) days after delivering a copy to the plaintiff or by mailing it to the plaintiff's uperior Court of the county named above. Time 3:39 AND PROPERTY OF THE PROPERT
1. Serve a copy of your written answer to the complaint upon you have been served. You may serve your answer by a last known address, and 2. File the original of the written answer with the Clerk of Salf you fail to answer the complaint, the plaintiff will apply to the same And Address Of Plaintiff's Attorney (If None, Address Of Plaintiff) toger L. Simon, Esq. riedman & Simon, L.L.P. 33 Jericho Turnpike	on the plaintiff or plaintiff's attorney within thirty (30) days after delivering a copy to the plaintiff or by mailing it to the plaintiff's uperior Court of the county named above. Time 3:31
1. Serve a copy of your written answer to the complaint upon you have been served. You may serve your answer by a last known address, and 2. File the original of the written answer with the Clerk of Salf you fail to answer the complaint, the plaintiff will apply to the ame And Address Of Plaintiff's Attomey (If None, Address Of Plaintiff) Roger L. Simon, Esq. Friedman & Simon, L.L.P. 133 Jericho Turnpike ericho NY 11753	on the plaintiff or plaintiff's attorney within thirty (30) days after delivering a copy to the plaintiff or by mailing it to the plaintiff's uperior Court of the county named above. Time 3:39 And
1. Serve a copy of your written answer to the complaint upon you have been served. You may serve your answer by a last known address, and 2. File the original of the written answer with the Clerk of Salf you fall to answer the complaint, the plaintiff will apply to the ame And Address Of Plaintiff's Attorney (If None, Address Of Plaintiff) Roger L. Simon, Esq. Friedman & Simon, L.L.P. 133 Jericho Turnpike ericho NY 11753	on the plaintiff or plaintiff's attorney within thirty (30) days after delivering a copy to the plaintiff or by mailing it to the plaintiff's uperior Court of the county named above. Time Date Issued Deputy CSC Assistant CSC Clerk Of Superior Court Date Of Endorsement Time
1. Serve a copy of your written answer to the complaint upon you have been served. You may serve your answer by a last known address, and 2. File the original of the written answer with the Clerk of Salf you fall to answer the complaint, the plaintiff will apply to the ame And Address Of Plaintiff's Attorney (If None, Address Of Plaintiff) Roger L. Simon, Esq. Friedman & Simon, L.L.P. 133 Jericho Turnpike ericho NY 11753 ENDORSEMENT This Summons was originally issued on the date	on the plaintiff or plaintiff's attorney within thirty (30) days after delivering a copy to the plaintiff or by mailing it to the plaintiff's uperior Court of the county named above. Time 3:39 An PN Deputy CSC Assistant CSC Clear of Superior Court Date Of Endorsement Time An PN Signature
1. Serve a copy of your written answer to the complaint upon you have been served. You may serve your answer by a last known address, and 2. File the original of the written answer with the Clerk of Salf you fail to answer the complaint, the plaintiff will apply to the last And Address Of Plaintiff's Attorney (If None, Address Of Plaintiff) Roger L. Simon, Esq. Triedman & Simon, L.L.P. 33 Jericho Turnpike ericho NY 11753 ENDORSEMENT This Summons was originally issued on the date indicated above and returned not served. At the requestions in the served in the served in the requestion of the served in the served in the requestion of the served in the served in the requestion of the served in the served in the requestion of the served in the served in the served in the requestion of the served in the served in the served in the requestion of the served in the served i	on the plaintiff or plaintiff's attorney within thirty (30) days after delivering a copy to the plaintiff or by mailing it to the plaintiff's uperior Court of the county named above. Time 3:39 An Property CSC Assistant CSC Clear of Superior Court Date Of Endorsement Time An Property CSC And And An Property CSC And An An An Property CSC And An
1. Serve a copy of your written answer to the complaint upon you have been served. You may serve your answer by a last known address, and 2. File the original of the written answer with the Clerk of Salf you fail to answer the complaint, the plaintiff will apply to the same And Address Of Plaintiff's Attorney (If None, Address Of Plaintiff) toger L. Simon, Esq. Triedman & Simon, L.L.P. 33 Jericho Turnpike ericho NY 11753 ENDORSEMENT This Summons was originally issued on the date	on the plaintiff or plaintiff's attorney within thirty (30) days after delivering a copy to the plaintiff or by mailing it to the plaintiff's uperior Court of the county named above. Time 3:39 An
1. Serve a copy of your written answer to the complaint upon you have been served. You may serve your answer by a last known address, and 2. File the original of the written answer with the Clerk of Salf you fail to answer the complaint, the plaintiff will apply to the land Address Of Plaintiff's Attorney (If None, Address Of Plaintiff) Roger L. Simon, Esq. Friedman & Simon, L.L.P. 33 Jericho Turnpike ericho NY 11753 ENDORSEMENT This Summons was originally issued on the date indicated above and returned not served. At the request of the plaintiff, the time within which this Summons mus	on the plaintiff or plaintiff's attorney within thirty (30) days after delivering a copy to the plaintiff or by mailing it to the plaintiff's uperior Court of the county named above. Time 3:39 An
1. Serve a copy of your written answer to the complaint upon you have been served. You may serve your answer by a last known address, and 2. File the original of the written answer with the Clerk of Salf you fail to answer the complaint, the plaintiff will apply to the ame And Address Of Plaintiff's Attorney (If None, Address Of Plaintiff) Roger L. Simon, Esq. Friedman & Simon, L.L.P. 33 Jericho Turnpike ericho NY 11753 ENDORSEMENT This Summons was originally issued on the date indicated above and returned not served. At the request of the plaintiff, the time within which this Summons mus	on the plaintiff or plaintiff's attorney within thirty (30) days after delivering a copy to the plaintiff or by mailing it to the plaintiff's uperior Court of the county named above. Time 3:39 An PN Signature Assistant CSC Clear of Superior Court Date Of Endorsement Time An PN Signature
1. Serve a copy of your written answer to the complaint upon you have been served. You may serve your answer by a last known address, and 2. File the original of the written answer with the Clerk of Salf you fall to answer the complaint, the plaintiff will apply to the lame And Address Of Plaintiff's Attorney (If None, Address Of Plaintiff) Roger L. Simon, Esq. Friedman & Simon, L.L.P. B33 Jericho Turnpike Bericho NY 11753 ENDORSEMENT This Summons was originally issued on the date indicated above and returned not served. At the request of the plaintiff, the time within which this Summons mus be served is extended sixty (60) days.	on the plaintiff or plaintiff's attorney within thirty (30) days after delivering a copy to the plaintiff or by mailing it to the plaintiff's uperior Court of the county named above. Time 3:39 An
you have been served. You may serve your answer by a last known address, and 2. File the original of the written answer with the Clerk of Salf you fail to answer the complaint, the plaintiff will apply to the lame And Address Of Plaintiff's Attomey (If None, Address Of Plaintiff) Roger L. Simon, Esq. Friedman & Simon, L.L.P. 333 Jericho Turnpike Bericho NY 11753 ENDORSEMENT This Summons was originally issued on the date indicated above and returned not served. At the request of the plaintiff, the time within which this Summons mus be served is extended sixty (60) days. NOTE TO PARTIES: Many counties have MANDATORY ARBITRATION less are heard by an arbitrator before a trial. The	on the plaintiff or plaintiff's attorney within thirty (30) days after delivering a copy to the plaintiff or by mailing it to the plaintiff's uperior Court of the county named above. Time 3:39 An Property CSC Assistant CSC Clear Of Superior Court Date Of Endorsement Time An Property CSC P

			RI	ETURN O	SERVICE					
i ceri	tify that this Summons an	d a copy of the	e compla	aint were r	eceived and se	erved as	follows:			
				DEFEN	DANT 1 Name Of Defendant					
Date Se	rved	Time Served	☐ AM	☐ PM	Name Of Defendant					
	By delivering to the defen									
ē	By leaving a copy of the s above with a person of su	itable age and	d discret	ion then re	esiding therein.					amed
	As the defendant is a corp person named below.						ne summoi	ns and comp	olaint to the	
	Name And Address Of Person With	Whom Copies Left	(if corporation	on, give title of	person capies left wi	ith)				
	Other manner of service (specify)								
	Defendant WAS NOT ser	ved for the fol	lowing re	eason:				. <u> </u>		
					- 1117 O					<u>-</u>
Date Se	enverd	Time Served		DEFEN	DANT 2 Name Of Defendan	 				
Jaie Ge			MA [PM						
	By delivering to the defen	dant named a	bove a	copy of the	e summons an	d compla	aint.			
	-							hada af tha	defendant r	amad
	By leaving a copy of the s above with a person of su	iummons and itable age and	compiai d discret	nt at the d ion then re	welling house esidina therein.	oi usuai	place of a	bode of the	uelellalit i	Idilled
	As the defendant is a corperson named below.						he summo	ns and com	plaint to the	
	Name And Address Of Person With	Whom Copies Left	(if corporati	ion, give title o	f person copies lett w	ith)				
	Other manner of service	specify)								
		•								
	Defendant WAS NOT ser	ved for the fol	llowing r	eason.						
Service	Fee Paid				Signature Of Deput	y Sheriff Ma	aking Return	······		
\$					Name Of Sheriff (T)	ne Or Prin	<i>t</i>)			
Date Re	ecelved .					yp o Oi <i>Filli</i>				
Date Of	l Return				County Of Sheriff					
		į				•				
	-CV-100, Side Two, Rev. 10/01 01 Administrative Office of the C	Courts	t Me. E.	,	., 42.	**				, 24, 13



Executence or Integrity

One Bank of America Plaza 421 Fayetteville Street Suite 1200 Raleigh, NC 27601

P.O. Box 2889 Raleigh, NC 27602-2889 Telephone: (919) 835-0900 Fax: (919) 835-0910 Christie Daniel Herding NC State Bar Certified Paralegal

Direct Line: (919) 719-6032 E-mail: cherding@ymwlaw.com Website: www.ymwlaw.com

April 18, 2011

Wilson County Clerk of Superior Court P.O. Box 1608 Wilson, NC 27894-1608

Re:

Aleica Dockery, Aleica Dockery, as Administrator of the Estate of Latoya McKeithan,

Michael Dockery and DeAngelo McKeithan v. 803 Trucking, et. al.

Civil Action No.

11 CVS 455 - Wilson County

Our File No.

603-3051

Dear Sir or Madam:

Enclosed is an original with one copy of the Defendant Central American Produce, Inc.'s Motion for Extension of Time to Answer with proposed Order. If the enclosed meets with your approval, we respectfully request that you execute and file the original with the Court, as well as return a signed, file-stamped copy in the enclosed self-addressed stamped envelope. By copy of this correspondence, I am serving all counsel of record. Should you have any questions, please do not hesitate to contact Rod, David or me. Thank you for your assistance.

Yours truly,

Chistur

Christie Daniel Herding, N.C.S.B.C.P. N.C. State Bar Certified Paralegal

Enclosures

cc:

Roger L. Simon, Esquire

Jeanne H. Washburn, Esquire

bcc: Claim No: ENH2059

Holly Lerose Travelers Complex Claims One Tower Square, 7MS Hartford, CT 06183-1050

NORTH CAROLINA WILSON COUNTY	IN THE GENERAL COURT OF JUSTICE SUPERIOR COURT DIVISION 11 CVS 455
ALEICA DOCKERY, ALEICA DOCKERY, as Administrator of the Estate of LATOYA McKEITHAN, MICHAEL DOCKERY and DeANGELO McKEITHAN, Plaintiffs,	
vs.	
803 TRUCKING, 803 TRUCKING, L.L.C., 803 MOTORSPORTS, L.L.C., JEFFREY LEON McCLOUD, JOHN J. JERUE TRUCK BROKER, INC., JOHN J. JERUE TRANSPORTATION, INC., JERUE, INC., DIEL-JERUE, INC., DIEL-JERUE LOGISTICS, INC., C&S WHOLESALE GROCERS, INC. d/b/a C&S WHOLESALE GROCERS, COLLINGTON SERVICES, L.L.C., DUBOIS LOGISTICS, L.L.C., ERIE LOGISTICS, L.L.C., ES3, L.L.C., CENTRAL AMERICAN PRODUCE, INC., JACOBS AUTOMOTIVE GROUP, JACOBS AUTOMOTIVE GROUP, L.L.C., JODIE ANDY PASS, and JODIE ANDY PASS, JR.,	DEFENDANT CENTRAL AMERICAN PRODUCE, INC.'S MOTION FOR EXTENSION OF TIME TO ANSWER
Defendante)	

THE ATTRICT OF

Defendant Central American Produce, Inc. (hereafter known as "Defendant CAP"), pursuant to Rule 6(b) of the North Carolina Rules of Civil Procedure, and before the time for answering expires, moves the Court for a thirty-day extension of time within which to answer or otherwise plead to the Complaint.

Defendant CAP was purportedly served with the Complaint via Certified Mail on or about March 25, 2011, as evidenced by the Affidavit of Service attached hereto as Exhibit A. Defendant CAP requests that it shall have until and including May 24, 2011.

In support of this motion, Defendant CAP submits unto the Court that additional time is needed to prepare an answer or otherwise respond to the Complaint.

WHEREFORE, Defendant CAP prays for a thirty (30) day extension up to and including, May 24, 2011, within which to answer or otherwise respond to the Complaint.

This the day of April, 2011.

Rv

RODNEY E. PETNEY

N.C. State Bar No.: 17715

DAVID M/FOTHER GILL

N.C. State Bar No.: 31528

Attorney for Defendant

Central American Produce, Inc.

Post Office Rox 2889/ Raleigh, NC 27602

Telephone:

(919) 835-0900

YATES, McLAMB, & WEYHER, L.L.P.

Facsimile:

(919) 835-0910

CERTIFICATE OF SERVICE

The undersigned attorney hereby certifies that a copy of the foregoing Motion and Order for Extension of Time to Answer was served on the following parties to this action by: () hand delivery (X) by depositing a copy of the same in the United States Mail postage prepaid and addressed to:

Roger L. Simon, Esquire Friedman & Simon, L.L.P. 333 Jericho Turnpike Jericho, NY 11753

Jeanne H. Washburn, Esquire
The Law Office of Jeanne H. Washburn
3737 Glenwood Avenue, Suite 100
Raleigh, NC 27612
Attorneys for Plaintiffs

This the \(\frac{1}{\kappa} \) day of April, 2011.

YATES, MCLAMB, & WEYHER, L.L.P.

By:

RODNEY E. PETTEY
N.C. State Bar No.: 17715
DAVID M FOTHERGILL
N.C. State Bar No.: 31528
Attorney for Defendant
Central American Produce, Inc.
Post Office Box 2889
Raleigh, NC 27602

Telephone: (919) 835-0900 Facsimile: (919) 835-0910

STATE OF NORTH CAROLINA COUNTY OF WILSON

ALEICA DOCKERY, ALEICA DOCKERY as Administrator of the Estate of LATOYA McKEITHAN, MICHAEL DOCKERY and DeANGELO McKEITHAN,

Plaintiffs,

IN THE GENERAL COURT OF JUSTICE SUPERIOR COURT DIVISION FILE NO.: 11cvs455

AFFIDAVIT OF SERVICE

v.

803 TRUCKING, 803 TRUCKING LLC, 803 MOTORSPORTS LLC, JEFFREY LEON McCLOUD, JOHN J. JERUE TRUCK BROKER, INC., JOHN J. JERUE TRANSPORTATION, INC., JERUE INC., DIEL-JERUE INC., DIEL-JERUE LOGISTICS, INC., C&S WHOLESALE GROCERS, INC. d/b/a C&S WHOLESALE GROCERS, COLLINGTON SERVICES, LLC, DUBOIS LOGISTICS, LLC, ERIE LOGISTICS, LLC, ES3,LLC, CENTRAL AMERICAN PRODUCE, INC., JACOBS AUTOMOTIVE GROUP, JACOBS AUTOMOTIVE GROUP LLC, JODIE ANDY PASS and JODIE ANDY PASS JR., Defendants,

STATE OF NEW YORK)

COUNTY OF NASSAU)

Roger L. Simon, being duly sworn, says:

- 1. That he is the duly authorized agent of the Plaintiffs, above named, being Plaintiffs' attorney of record, and has personal knowledge of the facts set forth in this affidavit.
- 2. The Plaintiffs herein, on the 11th day of March, 2011, filed their Complaint against the Defendant, CENTRAL AMERICAN PRODUCE, INC. and issued Summons against Defendant CENTRAL AMERICAN PRODUCE, INC.
- 3. That a copy of the summons and complaint was in fact received by defendant CENTRAL AMERICAN PRODUCE, INC., on or about the 25th day of March, 2011, as evidenced by the attached copy of the certified mail return receipt card.
 - 4. That service of process over defendant CENTRAL AMERICAN PRODUCE, INC., was



obtained pursuant to Rule 4(j)(1)(c) of the North Carolina Rules of Civil Procedure.

This the 11th day of April, 2011

FRIEDMAN & SIMON, L.L.P.

By: Noger L. Simon

333 Jericho Turnpike Jericho, New York 11753 (516) 932-0400

(516) 932-0455 (facsimile)

Sworn to and subscribed before me this 11th day of April, 2011

Notary Public

DAVID NIELAND NOTARY PUBLIC, State of New York 01NI4894707 Qualified in Nassau County Commission Expires May 18, 2011

SCUPEN			
SENDER: COMPLETE THIS S	ECTION	COMPLETE THIS SECTION ON DE	ELIVERY
Complete items 1 2, and 3, item 4 if Restricted Delivery in Print your name and actiress so that we can return the care Attach this card to the block or on the front if space permits.	s desired. on the reverse d to you. of the mailpiece.	A. Signature X. / C. Wa—— B. Received by (Printed Name)	☐ Agent ☐ Addressee
Article Addressed to:	**	D. Is delivery address different from it If YES, enter delivery address bel	
Central American Proc c/o Michael B. Warre 2200 Park Central Bl	n		·
Suite 600 Pompano Beach FL 3	3064	3. Sendo Type ☐ Certifled Mail ☐ Express M ☐ Registered ☐ Return Rec ☐ Insured Mail ☐ C.O.D.	all celpt for Merchandise
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PS Form 3811, February 2004	Domestic Ret	um Recelpt	102595-02-M-1540

NORTH CAROLINA	IN THE GENERAL COURT OF JUSTICE SUPERIOR COURT DIVISION
WILSON COUNTY	11 CVS 455
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McKEITHAN,	
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vs.	
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CENTRAL AMERICAN PRODUCE,	TENTRAL AND
INC., JACOBS AUTOMOTIVE GROUP,	
JACOBS AUTOMOTIVE GROUP, L.L.O	
JODIE ANDY PASS, and JODIE ANDY	
PASS, JR.,	
Defendant	
Dolondan	
Based upon the foregoing motion	n, for good cause shown, it is ORDERED that the
Defendant Central American Produce, Inc.	may have until and including May 24, 2011, within
which to serve its answer or otherwise response	ond to the Complaint filed in this action.
This the day of	2011

WILSON COUNTY CLERK OF COURT